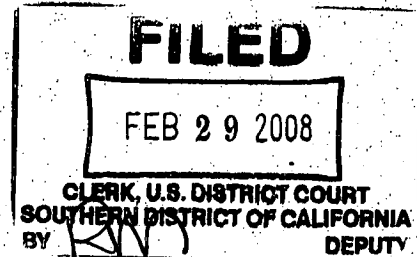


James Lynn O' Hines 197067  
 Name and Prisoner/Booking Number  
Florence State Prison  
 Place of Confinement  
Box 3400 I-D-40 small Eymen Complex  
 Mailing Address  
Florence Az 85232  
 City, State, Zip Code



(Failure to notify the Court of your change of address may result in dismissal of this action.)

IN THE UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF ARIZONA  
and Southern District Calif.  
Phoenix; and San Diego Ca.

2254	1983	<input checked="" type="checkbox"/>
FILING FEE PAID		
Yes	No	<input checked="" type="checkbox"/>
HFP MOTION FILED		
Yes	No	<input checked="" type="checkbox"/>
COPIES SENT TO		
Court	ProSe	<input checked="" type="checkbox"/>

James Lynn O' Hines  
 (Full Name of Plaintiff) Plaintiff,

vs.

**'08 CV 0409 JAH BLM**

CASE NO.

(To be supplied by the Clerk)

(1) Contracted Corrections; Tuffe Inc.  
 (Full Name of Defendant)

(2) Computer Audio Video Technician(s)

(3) Wilshire Offices and Computer Labs

(4) Union O' O' and M.C.S. Carnival

Defendant(s).

☒ Check if there are additional Defendants and attach page 1-A listing them.

- ☒ Original Complaint  
☐ First Amended Complaint  
☐ Second Amended Complaint

CIVIL RIGHTS COMPLAINT  
 BY A PRISONER

A. JURISDICTION

1. This Court has jurisdiction over this action pursuant to:

☒ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983

☒ 28 U.S.C. § 1331; Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971).

☒ Other: 28 USC § 1332 (2) Diversity Jurisdiction statute

☒ ☒ ☒ [ 42 USC / 1997 e (2) 42 USC / 1997 e (1) 28 USC / 1657 ]

2. Institution/city where violation occurred: Buckeye, Florence - via - Alhambra from B'n;  
[ San Diego Donovan Prison of California retro-active to Corcoran II (A) yard and;  
[ Atascadero State Hospital Santa Barbara Parole Dept. to San Diego Parole Dept. Region  
[ IV District Assignment Interstate Compact Mission, Illinois, California and;  
[ The State of Arizona Dept. of Corr. # 1 42 USC / 1396c (2) P.H.S. # 550/555

Revised 3/9/07

(A) Retro-Active - #

CP

**B. DEFENDANTS**

1. Name of first Defendant: Jaffe Inc (Fed R civil p. 5 (c)). The first Defendant is employed as:  
Doctor, Lawyer, Team contracted g/b at an cdc, union affiliations Co. AZ (MD)  
(Position and Title) (Institution)
2. Name of second Defendant: Mrs. Henderson-Wagner. The second Defendant is employed as:  
Administrative Paralel cso management at Folsom FSP Sacramento + Florence Az.  
(Position and Title) (Institution)
3. Name of third Defendant: u.k.u. Agent Greg Pico. The third Defendant is employed as:  
Audio video technician AVT at Wilshire Blvd Jaffe Inc. 4000 Bldg.  
(Position and Title) (Institution)
4. Name of fourth Defendant: Mona Thompson-Hine. The fourth Defendant is employed as:  
Correctional officer g/ peace officer at Missouri/California/and Arizona.  
(Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

**C. PREVIOUS LAWSUITS**

1. Have you filed any other lawsuits while you were a prisoner? ☒ Yes ☐ No
2. If yes, how many lawsuits have you filed? (Numerous #). Describe the previous lawsuits:
  - a. First prior lawsuit:
    1. Parties: aka: Jackson mnlly v. Red Sovell esa Attorney Law.
    2. Court and case number: Central Division Los Angeles ca
    3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) dismissed  
procedural default IFP (late)
  - b. Second prior lawsuit:
    1. Parties: aka: Jackson Mnlly v. Corcoran IV A yard Capt Pen Hagen
    2. Court and case number: Eastern Fed. District Fresno Calif (2002-2003)
    3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) dismissed  
procedural default (IFP late)
  - c. Third prior lawsuit:
    1. Parties: James L. Hines aka mnlly Jackson v. Darlene (Eva) Galan & George Galan.
    2. Court and case number: Santa Barbara State Street Central District Court.
    3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) dismissed.  
Jurisdiction procedural from Corcoran SKU IV A yard. (2003) -

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

## D. CAUSE OF ACTION

## COUNT I

1. State the constitutional or other federal civil right that was violated: The Right to be free from undue governmental restraint oppressive supervision for ulterior motives
2. **Count I.** Identify the issue involved. Check **only one**. State additional issues in separate counts.
 

<input type="checkbox"/> Basic necessities	<input type="checkbox"/> Mail	<input type="checkbox"/> Access to the court	<input checked="" type="checkbox"/> Medical care
<input type="checkbox"/> Disciplinary proceedings	<input type="checkbox"/> Property	<input type="checkbox"/> Exercise of religion	<input type="checkbox"/> Retaliation
<input type="checkbox"/> Excessive force by an officer <input type="checkbox"/> Threat to safety <input type="checkbox"/> Other: _____			
3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.
  1. Who? : Dr Michael A Waffe MD Inc. contracted peace-officer agent to California, Arizona, Missouri Dept of Corrections
  2. What? : Solicitation of go union agents to actively participate in pre-conceived conspiracy to usurp private residence of plaintiff for INS. purposes of racial segregation, gender segregation, religious segregation.
  3. Where? : St. Louis Missouri to San Diego to Phoenix Arizona (1980s to present date) inside of Dept of Corrections and outside in the community on parole personal residence (shared with plaintiff), and private residence of plaintiff's family Del Mar Calif, St. Louis Mo.
  4. When? : 1980s to present date to earliest possible release date 2-17-10. (prior family relationship to Uncle at San Quentin Prison 1970s) 2002-2004-2005-2006-2007-2008 (FSP to ASH to ADOC-Florence---#)
  5. How? : Providing prescription drugs for Narcotics sales to solicited agents and fringe benefits of television radio opportunities Wiltshire Office (L.A.) #
  6. Why? : to deny Rehabilitation objectives of state prison and optional medical treatment at Hospital(s) and career choice as country music writer/singer.
4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).
 Loss of Life of Family member while supervised by Dept. of Cori. unnecessarily. Loss of child custody to recipients of prescription drugs. illegal custody. personal property effects papers. Hospital operations 5/15/99 to 2004, 2003 #.
5. **Administrative Remedies:**
  - a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
  - b. Did you submit a request for administrative relief on Count I? ☒ Yes ☐ No
  - c. Did you appeal your request for relief on Count I to the highest level? ☒ Yes ☐ No
  - d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. (submitted N/A)

## COUNT II

1. State the constitutional or other federal civil right that was violated: The Right to not be exposed to violence for personal injuries of physical nature, free or incarcerated.

2. **Count II.** Identify the issue involved. Check **only one**. State additional issues in separate counts.

- |  |  |   |                                       |
|--|--|---|---------------------------------------|
| <input type="checkbox"/> Basic necessities             | <input type="checkbox"/> Mail                        | <input type="checkbox"/> Access to the court  | <input type="checkbox"/> Medical care |
| <input type="checkbox"/> Disciplinary proceedings      | <input type="checkbox"/> Property                    | <input type="checkbox"/> Exercise of religion | <input type="checkbox"/> Retaliation  |
| <input type="checkbox"/> Excessive force by an officer | <input checked="" type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: _____         |                                       |

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count II. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

1. Who? - Mrs. Henderson-Wagner Manager of Health Systems Inc. a division of Parole Dept and community services by contract.
2. What? - As secretarial supervisor for said department enforces policy of adverse objectives religiously for church/state by Biblical Reference that deny plaintiff equal protection of laws guaranteed to others liberally.
3. Where? - State to State Missouri California and Arizona Hospitals and jail Facilities to/from State prison and transitory jurisdiction's Clayton Hospital, Maricopa County Jail (retro-acting Folsom to Atascadero State Hospital to Board & Care Home to Phoenix AZ from San Diego Ca. AZ Dept of Corrections)
4. When? - 1989 to 2002 to 2004 to 2005 to 2006, 2007, 2008, to EPO 2-17-10.
5. How? - Individually and professionally as Manager of Health Systems Inc a division of Alpha Bio tech Research contracted to Dept of Corrections.
6. Why? - Uterine motive of Wesleyan Biblical Reference Protestant - Jewish Mason Scottish Rite orientated to oppress plaintiff religiously, legally, under the color of authority, anti-catholic agenda of Administration.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

Custody of child. Denial of medical treatment options. Loss of property effects, and Real Estate, personal papers \$400,000.00 value plus unestimatable financial loss. physical emotional trauma pain suffering, exposure to violence.

5. **Administrative Remedies.**

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Count II? ☒ Yes ☐ No
- c. Did you appeal your request for relief on Count II to the highest level? ☒ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. (Submitted N/A)



**COUNT III**

1. State the constitutional or other federal civil right that was violated: The right to not be placed in jeopardy at random or systematically in public/private domain.

2. **Count III.** Identify the issue involved. Check **only one**. State additional issues in separate counts.

- ☐ Basic necessities      ☐ Mail      ☐ Access to the court      ☐ Medical care  
☐ Disciplinary proceedings      ☐ Property      ☐ Exercise of religion      ☐ Retaliation  
☒ Excessive force by an officer      ☐ Threat to safety      ☐ Other: \_\_\_\_\_

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count III. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

1. Who? - a.k.a. Agent Greg Pico "a double identity" in individual/professional capacity of Parale Officer Greg Pico, or Greg Taffe as Taffe Inc.
2. What? - Personally verbally told plaintiff that with computer is/and does accept responsibility for violent trigger responses of actions and behavior in public and for audio video technician program implementation.
3. Where? - Wilshire Blvd offices of Taffe Inc. and Cade Balaban's Studios from Los Angeles. Prisons of R. Donovan San Diego, Pleasant Valley Prison, Arascadero State Hospital, Alhambra Buckeye\* and Florence Prison and 1018 Bompert Ave Home address and Clayton 24 Hr medical center, Phoenix Hospitals\*.
4. When? - 1982 to 1988-89 to 1997 to 1998 to 2002 to 2005 to 2006, 2007 2008 to E.P.R.O. of 2-17-10. (and 10-7-04 DFL Auto collision). Exp. date 2-17-10. # Liability Exposures. #
5. How? - Sublimic or audio video computer activation with sound waves automation, verbal aural suggestion by audio video tech assistant.
6. Why? - To impose a risk of volatile exposure to enhance danger or to control violence and create violence to eliminate deliberate self-incrimination.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

Memory loss and physical emotional pain suffering medical malpractice and surgical anesthesia memory loss after surgical operations from violent episodes Hospital to Hospital prison to prison leg, Arm, Head, Scars, Job and Family.

5. **Administrative Remedies.**

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Count III? ☒ Yes ☐ No
- c. Did you appeal your request for relief on Count III to the highest level? ☒ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. (Submitted N/A)

If you assert more than three Counts, answer the questions listed above for each additional Count on a separate page. (A-1-A5)

## Court IV Cause of Action:

1. State the Constitutional right or other Federal civil right that was violated: 5<sup>th</sup> Amend. U.S. Const. the right as prisoner/parolee to act as/in authoritative role for family in emergency situation as favored beneficiary son, and father.
2. Retaliation

(1) M.C.S. Carnival San Diego, Phoenix Az

3. Supporting facts: Who?: Mona Thompson Hine a correctional peace officer union contracted employee jointly to Alpha Bio-technological Research Health Systems Inc US of A.
  - (2) What?: Sexually Gender orientated discrimination to deny male role of authority as Father and son in roles of relationship to Mother and daughter of plaintiff.
  - (3) Where?: St. Louis Mo and San Diego Ca to Phoenix 1223 Grand Ave and 1300 W Pierce Street underground Labyrinth to state/church businesses, computer labs (Azdeprotec)
  - (4) When?: 1989 to 1990 to present, retro-actively on 10-7-04 at time of arrest for aggravated assault to present early possible release date of 2/17/10.
  - How?: Domination under the color of authority interaction with security at prison and hospital's Interstate compact.
  - Why?: To aggressively and innovatively deny life, liberty interest in agreement w/ ulterior motive of private provider.
  4. Injury: Extended small housing, sensory deprivation, life of Mother and daughter 1990 to present 49 and 18 yrs of age retrospectively.
  5. Administrative Remedies: submitted and exhausted N/A
- 42 USC: 1997c (a) & (e).

Count V Cause of Action:

## 1. Constitutional or other Federal Right Violation:

The Right to not be prohibited from optional/alternative sentencing and dually exposed to medical, legal malpractice.

2. Medical care: Alternative sentencing Contract terms of Parole Guarantee of Immunity.

3. Supporting facts: (1) Who?: ConRep Agency Director Ms. Jane Shell.

(2) What?: creation of legal collusion w/ advisory counsel Ms. Maria L. Schaffer attorney at law to file a Motion in limine to deny Immunity for Statute(s) of ARS. 13-1204 (F3) 13-3842 (F4).

(3) Where?: Maricopa County Courts Administrative Offices (by telephonic conferences of Internet computer, fax, and audio-video television surveillance. 18 USC § 2510 - 2520.)

(4) When?: Sept 2004 to Oct 2004 from Cass Homeless shelter to March 24<sup>th</sup> and May 25<sup>th</sup> of 2005 (at Maricopa County Jail) to present at Florence 2008 to 2/17/10

(5) How? As demonstrated and verbally contracted explained with telephonic communications of electronic surveillance.

(6) Why?: "Traditionally" Fitzgerald(s) of Legal Medical personnel Network McLaughlin vs. New Mexico, Arizona, Meyers Law and to create landmark decision of case law.

4. Injury Loss of Freedom, alternative sentencing return to therapy pre. Rule 11, custody of child, Legal, medical malpractice denial of Immunity, Fed. Hosp. placement (case concerns).

5. Administrative Remedies: submitted and exhausted.

42 USC 1997e (2) e (e).

Count Six Cause of Action:

1. State the Constitutional Right or other Federal Right that is / was violated: 5th nor be deprived of life liberty or property w/out due process of law (private property taken for public use)
  2. Property: misappropriation of belongs by converted mason contract revised at emc east San Luis Obispo Ca. 1996-97) <sup>(1)</sup>
  3. Supporting Facts: Who? Defendant no 5. pg A5 I Does 1 to 13. (2) What? = Mrs. Henderson - Wagner - (aka Stuart) --- has acted professionally and individually under the color of authority to deny plaintiff inherited property at 1018 Bomparr Ave and Mason street w/ Real Estate interest for private financial gains, Inc: Dept. of Education Public schools and Dept of Corr. prisons for contracted Health Systems Inc Business.
  - (3) Where? = Missouri to Calif. to Arizona while under parole and Cor Rep Supervision as Arascadero Hospital parolee (4) When? = 2002 retro active to: 1989 Clayton Hospital St. Louis, Mo. to Ash to East County San Diego to Phoenix Az 10-17-04 to E.R.R.D. at Az. Dept. of Corr. 2/17/10. (5) How? = By enforcement of a Church Doctrine based on racial segregation Biblical Books of Joshua, Genesis, Exodus, and Samuel (eg). Authoritatively denying optional medical treatment, and withholding key to residence in Missouri for other case concerns until resolved by mason contract.
  - 4 Injury: Loss of Life at 24 hr care medical center for denied optional treatment AMA signature of plaintiff's mother as ordered by plaintiff, and property sold to other than beneficiary.
  5. Administrative Remedies: submitted and expired 4/10.
- 42 USC 1997 c (a) 42 USC 1997 e (e).
- (6) Why? = Reverse Racial Discrimination for Seminole agenda out of context Orlando Baptist Church (A-3) --- I (10) to Sacramento Parish.



Count 7: Cause of Action:

1. State the Constitutional Right or other Federal Right that was/is violated: The right to a speedy and public trial by an impartial Jury ... assistance of counsel for defense.
2. Access to the Court: March 30th 2005 Change of Venue oral motion denied: (Defenses/objections Phoenix Fed. Dist. 12/16/07.)
3. Supporting Facts: <sup>(1)</sup> Who?: Az. Dept. of Corrections Union as: California Correctional Peace Officers Association Internal Affairs?  
<sup>(2)</sup> What?: Denied access to a fair venue on 3/30/05 and in federal appellate procedures denied a full review of defenses and objections in re: state response and Magistrate order:  
<sup>(3)</sup> Where?: Florence State prison
- (4) When?: Jan 4 2008 Jan 6. 2008 retro active 3/30/05. 2/4/08.
- (5) How?: By not allowing appellate response as mailed as defenses and objections. Reply 2254 28 USC § 2244  
 (b) (3) and (4) Request for F.R.C.P. 9 (A).  
 (6) Why?: Insanity Defense Reform Act / Capers Defense:  
 Complete Diversity: organizational victimization 18 USC § 3041
4. Injury?: denied access to attorney; Advocate Witness Rule Appreciation Test of Az Crim R - of proc. 11 as: 18 USC A § 17. (I.D.R.A.) for overturning sentence (preserved pre. rule 11).  
 5. Administrative Remedies: Yes. submitted Expedited. 42 USC 1997 c (a) 42 USC 1997 c (e). w/ physical injuries.

Fed. R. of Civil Proc. 5 (c)

Additional Defendant(s).

Docs 1 to \*

1. Webster Groves Missouri Police Dept and Mason Elm Street Lodge (1) Officer Dan Hagen. (2) Tim (Dougherty) Murphy (3) unknown aka Temple Priest.

\* 42 USC § 2000 (c) (3) (2).

(2) Cindy Smith Flagstaff Az I-44 Air Stream Trailer and I-17 (A) (5). w/ Ambrosia Collier correctional Assoc c/o. and Maricopa County Sheriff's illegal custodians of plaintiff and plaintiff daughter. ARS - 36-339 (c) (3) (w/ prison).

\* 28 USC § 1738 A 42 USC § 654, 655, 663.

(3) CC POA Union & P.O.A. Union, Personnel, Staff, employees. for 10-17-04 to 2-17-10 incarceration only: Transient %

1. Paulina Fridenmaker Az, Mo. Adult %

2. T. Rice % " " " "

3. Mona Thompson-Hine % " " " "

4. Eric S. Pierson Appeals Coordinator. Florence. #

5. Henderson's family % " " " "

6. Williams family % " " " "

7. David Urmiga Kowalski % " " " "

8. Morone % " " " "

9. Gasman % " " " "

10. Kenneth S. (Smith) Countryman P.C. % " " " " #

11. % Ferril San Diego to Arizona

12 % Ann's " "

13. Corcoran to Florence c/o to Assoc Internal Affairs

Biven v. SIX unknown Federal Narcotic Agents: 705 US

393 (1971) 28 USC § 1331. # (Fed. R. Civil Proc 5 (c)).

A-5 I

Court 8. Cause of Action:

- (1) State the Constitutional Right or other Federal Civil Right that was violated. 5<sup>th</sup> not be deprived of Life or Liberty ... w/out due process for just compensation (custody of child; Parental Rights).
- (2) Liberty Interest Custody Rights of Father biological, natural, presumed, putative. To not be denied Parental Rights due to felony record. (With no sex offenses), drugs, burglaries, violence only. Discriminated against for incarceration status and to not be denied due process: 42 USC A § 2000 (a) (3) (4) and statute 28 USC A § 1738 A 42 USC A § 654, 655, 663. Protected Activity and Parental Kidnapping Act.

- (3) Supporting Facts: (1) Who?: Defendant(s) Does: Mo 2. C/O (per A-5. 2) Cindy Smith (grandmother) Amber Althea Smith (Aunt) Smith family: (2) What?: ongoing interdepartmental family feud w/ child's illegal custodians (1) over custody issues (3) Los Angeles CA case concerns (3) Illinois Inheritance Gl. Acres \$100,000.00 & Religion. (3) Where?: Florence State prison from RJ Donovan, Corcoran TX A 500 yard - - Folsom to ASA to San Diego East County to Phoenix AZ. by paid C.I. and tv-surveillance w/ priors.
- (4) When?: 1998-99 beginning to - - 2002 to 2004, retro active 1996-97 to E.P.R.D. 2/17/00.
- (5) How? By overburdensome negative adverse influence.
- (6) Why? Eye wit status Del Mar Calif at double Homeick (50%). Injuries: loss of child to KS-countrymen P.C. (Smith family)

- Administrative Remedies: Submitted and exhausted. 42 USC 1997 e (a) 42 USC 1997 e (e).

**E. REQUEST FOR RELIEF**

State the relief you are seeking:

(1) Concurrent jurisdiction and conversion of custody, due to failure as breach of contract w/ ConRep Agencies Atascadero State Hospital 2004 #. Medical # 551 #  
 (2) Because of repeated hospital and jail time dangerous Church and State violence on the job sniper-fire shooting in Missouri w/ employer Bill Warren of Hollister Rd Baptist Church T.R.O. and Enjoiner stating terms and conditions for State parole and community services division under C.A. MCS Criminal Operators.  
 (3) By statute bill compensation for public health and safety violations 42 USC 1396r. #

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 2/13/2008  
 DATE

James Lynn O'Hines  
 SIGNATURE OF PLAINTIFF

pro/pr James Lynn O'Hines  
 (Name and title of paralegal, legal assistant, or other person who helped prepare this complaint)

CMO Region 9 Jeff Flick Regional Administrator.  
 (Signature of attorney, if any)

25 Hawthorne Street Suite 408  
San Francisco Ca. 94105  
(415) 744-3501

1-888-ITS-NOT-OK (1-888-487-6686.)  
 (Attorney's address & telephone number)

**ADDITIONAL PAGES**

All questions must be answered concisely in the proper space on the form. If you need more space, you may attach no more than fifteen additional pages. But the form must be completely filled in to the extent applicable. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages.

JS44

(Rev. 07/89)

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by local rules of court. This form, approved by the Judicial Conference of the United States in September, 1974, is required for the use of the Clerk of Court for the purpose of filing a civil case. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

## I (a) PLAINTIFFS

James Lynn O'Hines

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF  
(EXCEPT IN U.S. PLAINTIFF CASES)

2354	1003
DEPENDANTS	
FILING FEE PAID	
Yes	No
MPT MOTION FILED	
Yes	No
COPIES SENT TO	
Court	Proctor

Jaffe Inc. et al

FILED  
FEB 29 2008  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
DEPUTY

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

James Lynn O'Hines  
Box 3400 SMU II  
Florence, AZ 85232  
197067

'08 CV 0409 JAH BLM

## II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- |                            |                            |   |                            |                            |
|----------------------------|----------------------------|---|----------------------------|----------------------------|
| PT                         | DEF                        |   | PT                         | DEF                        |
| <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
- Citizen of This State  
Citizen of Another State  
Citizen or Subject of a Foreign Country

## IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

42 U.S.C. 1983

## V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> Marine <input type="checkbox"/> Miller Act <input type="checkbox"/> Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veterans Benefits <input type="checkbox"/> 160 Stockholders Suits <input type="checkbox"/> Other Contract <input checked="" type="checkbox"/> 195 Contract Product Liability	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury-Medical Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 RR & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. <input type="checkbox"/> Security Act	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (13958) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(a)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reappointment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State <input type="checkbox"/> 890 Other Statutory Actions
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Tort to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input checked="" type="checkbox"/> 550 Civil Rights			

## VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

- ☒ 1 Original Proceeding ☐ 2 Removal from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23

DEMAND \$

Check YES only if demanded in complaint:

JURY DEMAND: ☐ YES ☐ NO

## VIII. RELATED CASE(S) IF ANY (See Instructions):

JUDGE

Docket Number

DATE 2/29/2008

SIGNATURE OF ATTORNEY OF RECORD

R. M. Jaffe

CR